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DATE MAILED: 10/29/2004

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO |
|---|-----------------|----------------------|---------------------|-----------------|
| 09/885,524 | 06/20/2001 | Mark M. Lavoie | 1571.2019-001 | 2618 |
| 21005 | 7590 10/29/2004 | | EXAMINER | |
| HAMILTON, BROOK, SMITH & REYNOLDS, P.C. | | | MILLER, WILLIAM L | |
| 530 VIRGINIA ROAD P.O. BOX 9133 | | | ART UNIT | PAPER NUMBER |
| CONCORD, MA 01742-9133 | | 3677 | | |

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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FILING DATE **APPLICATION NO.** FIRST NAMED INVENTOR / ATTORNEY DOCKE CONTROL NO. PATENT IN REEXAMINATION

EXAMINER

ART UNIT

PAPER

10282004

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Commissioner for Patents

See attached Office communication.

William L. Miller **Primary Examiner** Art Unit: 3677

Art Unit: 3677

Response to Amendment

1. The reply filed on 08-12-2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The reply must present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims, patentable over any applied references (see MPEP 714.02; 37 CFR 1.111(b)). Moreover, the applicant failed to provide any arguments regarding the patentability of new claims 33-37, specifically with respect to the applied references. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to William L. Miller whose telephone number is 703 305 3978. The examiner can normally be reached on Tuesday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, J. J. Swann can be reached on 703 306 4115. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 3677

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

William L. Miller Primary Examiner

Art Unit 3677

WLM 10-28-2004